



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

LeNoir E. Zaiser and Kevin Confoy

Application No.: 10/715,304

Group Art Unit: 3761

Filed: November 17, 2003

Examiner: Not Assigned

Confirmation No.: 5230

Title: OXYGEN FLOW REGULATOR

CERTIFICATE OF MAILING OR TRANSMISSION	
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INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted:

☐ under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)

☒ under 37 CFR 1.97(b), or
(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).

☒ under 37 CFR 1.97(c) together with either:

☐ a Statement under 37 CFR 1.97(e), as checked below, or

☐ a \$180.00 fee under 37 CFR 1.17(p), or

(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

☐ under 37 CFR 1.97(d) together with:

☐ a Statement under 37 CFR 1.97(e), as checked below, and

☐ a \$180.00 fee under 37 CFR 1.17(p), or

(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)

☐ under 37 CFR 1.97(i):

Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper.

(Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.
- ☒ Enclosed herewith is form PTO-1449:
- ☐ Copies of the cited references are enclosed.
- ☒ Since this application was filed after June 30, 2003, copies of issued U.S. patents and published U.S. applications are not required and are not being provided.
- ☐ Copies of the cited references are enclosed except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.]
- ☐ The listed references were cited in the enclosed International Search Report in a counterpart foreign application.
- ☐ The "concise explanation" requirement (non-English references) for reference(s) [] under 37 CFR 1.98(a)(3) is satisfied by:
- ☐ the explanation provided on the attached sheet.
- ☐ the explanation provided in the Specification.
- ☐ submission of the enclosed International Search Report.
- ☐ submission of the enclosed English-language version of a foreign Search Report and/or foreign Office Action.
- ☐ the enclosed English language abstract.

☐ Applicant requests that the following non-published pending applications be considered:

Examiner's
Initials

_____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

_____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

_____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

Examiner

Date

- ☐ A copy of each above-cited application, including the current claims, is enclosed.
- ☐ A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

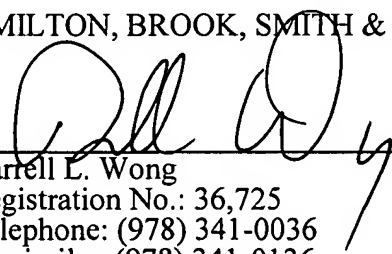
Method of payment:

- ☐ A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.
- ☐ Please charge Deposit Account 08-0380 in the amount of \$[]. A copy of this Statement is enclosed.
- ☒ Please charge any deficiency in fees and credit any overpayment to Deposit Account 08-0380.

Respectfully submitted,

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PTO-1449 REPRODUCED		ATTORNEY DOCKET NO. 2173.1004-002		APPLICATION NO. 10/715,304	
 <p>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</p> <p>April 26, 2004</p> <p>(Use several sheets if necessary)</p>		FIRST NAMED INVENTOR LeNoir E. Zaiser		FILING DATE November 17, 2003	
		EXAMINER Not Assigned		CONFIRMATION NO. 5230	

U.S. PATENT DOCUMENTS

EXAM- INER INI- TIAL	REF. NO.	DOCUMENT NUMBER Number-Kind Code (if known)	ISSUE DATE / PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT
	AA	3,911,948 A	10/1975	Collins et al.
	AB	4,008,716 A	02/1977	Amlong
	AC	4,062,356 A	12/1977	Merrifield
	AD	6,009,900 A	12/1977	Collins et al.
	AF	4,172,468 A	10/1979	Ruus
	AF	4,256,138 A	03/1981	Chapman
	AG	4,363,424 A	12/1982	Holben et al.
	AH	4,655,246 A	04/1987	Phlipot et al.
	AF	4,699,173 A	10/1987	Rohling
	AJ	5,368,022 A	11/1994	Wagner
	AK	5,413,096 A	05/1995	Hart
	AA2	5,785,050 A	07/1998	Davidson et al.
	AB2	6,009,900 A	01/2000	Elgert et al.
	AC2	6,082,359 A	07/2000	Preston
	AD2	6,082,396 A	07/2000	Davidson
	AE2	6,137,417 A	10/2000	McDermott
	AF2	6,158,457 A	10/2000	Byrd et al.
	AG2	6,189,531 B1	02/2001	Tatarek
	AH2	6,240,943 B1	06/2001	Smith
	AI2	6,286,543 B1	09/2001	Davidson
	AJ2	6,321,779 B1	11/2001	Miller et al.
	AK2	6,325,097 B1	12/2001	Gallant et al.
	AA3	US 6,484,720 B1	11/2002	Marquard, II et al.
	AB3			
	AC3			

EXAMINER	DATE CONSIDERED
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